

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF RHODE ISLAND**

IN RE: ROBIN EDUARDO GONZALEZ and
SAYI EVANGLISTA MARTINEZ,
Debtors

Case No. 08-11939-ANV
Chapter 7

**MOTION OF MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC.
FOR RELIEF FROM THE AUTOMATIC STAY**

Now comes Mortgage Electronic Registration Systems, Inc., as nominee for Countrywide Home Loans, Inc., successor to Mortgage Electronic Registration Systems, Inc., as nominee for Wilmington Finance (the “Lender”) and moves for relief from the automatic stay existing pursuant to 11 U.S.C. § 362 to permit the Lender and/or its successors and/or assigns to exercise its rights under its loan documents, including the power of sale contained in its mortgage dated June 30, 2006, and recorded with the Records of Land Evidence in the City of Providence, Rhode Island, in Book 8144 at Page 148, and to exercise its possessory rights should the Lender and/or its successors and/or assigns become the successful purchaser at foreclosure, with respect to the real estate and improvements owned by Sayi Martinez and Robin Gonzalez, and located at 309 Bucklin Street, Providence, Rhode Island. The Lender further seeks relief in order to, at its option, offer, provide and enter into any potential forbearance agreement, loan modification, refinance agreement or other loan workout/loss mitigation agreement. The Lender may contact the Debtors via telephone or by written correspondence to offer such an agreement. Any such agreement shall be non-recourse unless included in a Reaffirmation Agreement. Countrywide Home Loans, Inc. services this loan for the Lender. The Lender also asks that, if the requested relief from stay is unopposed, it be granted a waiver of the ten day stay imposed by

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Fed. R. Bankr. P. 4001 (a)(3).

In support thereof, the Lender relies on the attached Memorandum.

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.

By Its Attorneys,

PARTRIDGE SNOW & HAHN LLP

/s/ Charles A. Lovell

Charles A. Lovell (#4004)
2364 Post Road, Suite 100
Warwick, RI 02886
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cal@psh.com

Dated: July 15, 2008

WITHIN TEN (10) DAYS AFTER SERVICE, TWENTY (20) DAYS FOR U.S. GOVERNMENT OFFICERS AND AGENCIES THEREOF), AND AN ADDITIONAL THREE (3) DAYS PURSUANT TO FED. R. BANK P. 9006 (f) IF YOU WERE SERVED BY MAIL, ANY PARTY AGAINST WHOM THIS PAPER HAS BEEN SERVED, OR ANY OTHER PARTY TO THE ACTION WHO OBJECTS TO THE RELIEF SOUGHT THEREIN, SHALL SERVE AND FILE AN OBJECTION OR OTHER APPROPRIATE RESPONSE TO THIS PAPER WITH THE BANKRUPTCY COURT CLERK'S OFFICE, 380 WESTMINSTER STREET, 6TH FLOOR, PROVIDENCE, RHODE ISLAND 02903, (401)528-4477. IF NO OBJECTION OR OTHER RESPONSE IS TIMELY FILED WITHIN THE TIME ALLOWED HEREIN, THE PAPER WILL BE DEEMED UNOPPOSED AND WILL BE GRANTED, UNLESS (1) THE REQUESTED RELIEF IS PROHIBITED BY LAW; OR (2) THE REQUESTED RELIEF IS AGAINST PUBLIC POLICY; OR (3) IN THE OPINION OF THE COURT, THE INTEREST OF JUSTICE REQUIRES OTHERWISE.

CERTIFICATE OF SERVICE

I hereby certify that on the 15th day of July, 2008, I electronically filed a Motion for Relief from the Automatic Stay with the Clerk of the Bankruptcy Court for the District of Rhode Island using the CM/ECF System. The following participants have received notice electronically: **Michael A. Tarro, Esquire; Charles A. Pisaturo, Jr., Esquire; Leonard DePasquale, Esquire, Office of the U.S. Trustee;** and I hereby certify that a copy of the Motion for Relief from the Automatic Stay was served by regular, first class mail, to the following interested parties as set forth below:

Robin Eduardo Gonzalez
309 Bucklin Street
Providence, RI 02907

Sayi Evangelista Martinez
309 Bucklin Street
Providence, RI 02907

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Mortgage Electronic Registration Systems, Inc. P.O. Box 2026 Flint, MI 48501-2026	Countrywide Home Loans, Inc. 1800 Tapo Canyon Road Simi Valley, CA 93063
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City of Providence Tax Collector 25 Dorrance Street, Room 203 Providence, RI 02903	Narragansett Bay Commission P.O. Box 9668, Dept. 25 Providence, RI 02940
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/s/ Debra J. Demartini

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